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TO: Commissioner for Patents  
Attn: Examiner UNKNOWN  
P.O. Box 1450  
Alexandria, VA 22313-1450

FROM: Joshua N. Randall

OUR REF: 12929.1097US01  
TELEPHONE: 612.371.5387

**OFFICIAL**

Total pages, including cover letter: **4**

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Title of Document Transmitted:

**INFORMATION DISCLOSURE**  
**STATEMENT (37 C.F.R. 1.97(b)); AND**  
**FORM 1449**

Applicant: BACHINSKI ET AL.  
Serial No.: 10/800,142  
Filed: MARCH 12, 2004  
Group Art Unit: 3749  
Our Ref. No.: 12929.1097US01

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Joshua N. Randall  
Name: Joshua N. Randall  
Reg. No.: 50,719

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Andrew Enders  
Signature

6/30/04  
Date

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S/N 10/800,142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEPATENT  
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Applicant: BACHINSKI ET AL. Examiner: UNKNOWN  
Serial No.: 10/800,142 Group Art Unit: 3749  
Filed: MARCH 12, 2004 Docket No.: 12929.1097US01  
Title: FIREPLACE HYDRONIC HEATING

JUN 30 2004

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CERTIFICATE UNDER 37 CFR 1.8(b):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on  
June 30, 2004.

By:

*Andrea Endris*

Name: Andrea Endris

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**23552**

PATENT TRADEMARK OFFICE

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

as being considered and initialed by the Examiner, to the undersigned with the next official communication.

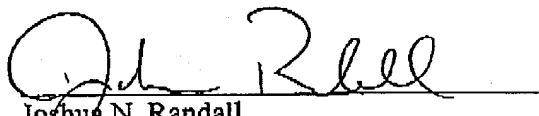
Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
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Date:

June 30, 2004

  
Joshua N. Randall  
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JNR:ae

Date Mailed: June 30, 2004

Sheet 1 of 1

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b>  (Use several sheets if necessary)	Docket Number: 12929.1097US01	Application Number: 10/800,142
	Applicant: BACHINSKI ET AL.	
	Filing Date: MARCH 12, 2004	Group Art Unit: 3749

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,025,043	05/24/1977	Cleer Jr.			
	4,029,451	06/14/1977	Farnia			
	4,153,199	05/08/1979	Ellmer			
	4,330,083	05/18/1982	Di Fiore			
	4,462,542	07/31/1984	Person			
	4,534,319	08/13/1985	Manno			
	5,979,782	11/09/1999	Elwart			
	6,202,935	03/20/2001	Akkala et al.			

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

**23552**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

\*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE